

ADVANTA USA INC.

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PETITIONS OFFICE

FACSIMILE TRANSMITTAL SHEET

TO:	Box DAC	FROM: PATENT COUNSEL	Dana Rewoldt
COMPANY:	Advanta USA Inc.	DATE:	4/18/02
FAX NUMBER:	1(515)-685-5072	TOTAL NO. OF PAGES INCLUDING COVER:	18 plus this sheet
PHONE NUMBER:	1(515)-685-5201	SENDER'S REFERENCE NUMBER:	Germplasm conversion
RE:	REQUEST FOR REVIVAL OF UNINTENTIONAL Abandonment	YOUR REFERENCE NUMBER:	[Click here and type reference number]

☒ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Enclosed herein in duplicate is the Petition Fee Payment, in single copy the Petition for Revival of the above-identified application for unintentional abandonment, and the statement that the entire delay was unintentional, a petition for RCE transmittal of RCE and the attached reply to the Office Action of June 28, 2001. 18 pages.

THIS FACSIMILE TRANSMISSION IS ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THIS REACHES A NON INTENDED RECIPIENT, YOU ARE NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS DOCUMENT IS STRICTLY PROHIBITED IF YOU HAVE RECEIVED THIS

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PETITIONS OFFICE

PTO/SB/84 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Docket Number (Optional)

GERMPLASM CONVERSION

First named inventor: PATENT APPLICATION FOR KASTER

Application No.: 09/100,516

Art Unit: 1638

Filed: JUNE 19, 1998

Examiner: DR. GARY BENZION

Title: PLANTS AND THEIR PREPARATION

Attention: Office of Petitions
Assistant Commissioner for Patents
Box OAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282

The above-identified application became abandoned for failure to file a timely and proper reply to an office action
~~notice of abandonment~~ by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1280 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in

the form of _____ (identify type of reply)

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee of \$_____

- ☐ has been paid previously on _____
☐ is enclosed herewith.

(Page 1 of 2)

Burden Hour Statement. This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231

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APR-18-02 15:50 From:GARST

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PETITIONS OFFICE

PTO/SB/64 (10-01)

Approved for use 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

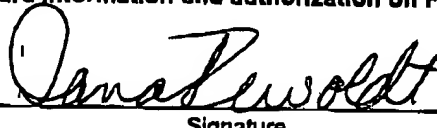
4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

¹⁹⁹²
4/18/2002

Date

Telephone
Number: () 515-685-5201



Signature

Dana Rewoldt

Typed or printed name

2369 330th Street, Box 500

Address

Slater, IA 50244

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

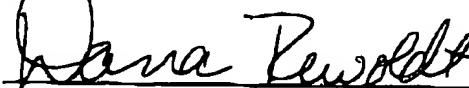
I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-8916.

¹⁹⁹²
4/18/2002

Date



Signature

DANAREWOLDT

Type or printed name of person signing certificate

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re:	Patent Application for Kaster	Date:	April 18, 2002
Serial No.:	09/100,516	Art Unit:	1638
Filed:	June 19, 1998	Examiner:	Dr. Gary Benzion
For:	Plants and Their Preparation	Action:	Transmittal Letter

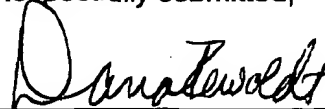
To: Office of Petitions
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Dear Sir,

Enclosed herein in duplicate is the Petition Fee Payment, in single copy the Petition for Revival of the above-identified application for unintentional abandonment, and the statement that the entire delay was unintentional, a petition for RCE and the attached reply to the Office Action of June 28, 2001. This June 28, 2001 Final Office Action went abandoned on September 28, 2001. No extensions of time were filed. Our office has not received a Notice of Abandonment at this time.

Respectfully submitted,



Dana Rewoldt, #33,762
Advanta USA, Inc.
2369 330th Street, Box 500
Slater, IA 50244
Telephone: (515) 685-5201
Telefax: (515) 685-5072

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.6(d)

I hereby certify that the Transmittal Letter, Request for RCE, office action response and attached Petition, Form PTO/SB/64 (10/01) with its own transmission certificate, and Petition Fee Payment (in duplicate), was transmitted by facsimile to the Office of Petitions, Assistant Commissioner for Patents (703-308-6916) on April 19, 2002.

Dana Rudolph

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.6(d)

I hereby certify that the Petition Fee Payment (in Duplicate) was transmitted by facsimile to the Office of Petitions, Assistant Commissioner for Patents (703-308-6916) on April ~~18~~ 19 2002.

19
JSE

